

THE HONORABLE ROBERT J. BRYAN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT TACOMA

SEATTLE PACIFIC UNIVERSITY,

Plaintiff,

vs.

ROBERT FERGUSON, in his official
capacity as Attorney General of
Washington,

Defendant.

NO. 3:22-cv-05540- RJB

STIPULATED MOTION TO EXTEND
INITIAL DISCOVERY DEADLINES

Pursuant to LCR 7(d)(1) and LCR 10(c), the parties respectfully request an extension of the deadlines for their FRCP 26(f) Conference, exchange of initial disclosures, and submission of their Joint Status Report and Discovery Plan, for the reasons set forth below.

1. Plaintiff commenced this action by filing the Complaint on July 27, 2022. Dkt. #1.

2. On July 29, 2022, the Court entered an Order, setting the following initial discovery deadlines, Dkt. #8:

a. FRCP 26(f) Conference: 10/13/2022

b. Initial Disclosures Pursuant to FRCP 26(a)(1): 10/20/2022

c. Combined Joint Status Report and Discovery

Plan as Required by FRCP 26(f) and Local Civil Rule 26(f): 10/27/2022

1 6. Defendant moved to dismiss the Complaint. Dkt. #15. In response,
2 Plaintiff filed the First Amended Complaint. Dkt. #16. The Court accordingly denied
3 Defendant's Motion to Dismiss without prejudice. Dkt. #17.

4 7. Defendant moved to dismiss the First Amended Complaint on
5 September 16, 2022, Dkt. #18, and Plaintiff filed its brief in opposition on October 11,
6 2022, Dkt. #21. Defendant's reply brief is due October 14, 2022. See Local Rules W.D.
7 Wash. LCR 7(d). The Court has scheduled oral argument on Defendant's Motion for
8 October 26, 2022. Dkt. #22.

9 8. The parties have conferred and respectfully request an extension of the
10 deadline to conduct their FRCP 26(f) Conference to thirty (30) days after the Court
11 issues an Order ruling on Defendant's Motion to Dismiss. The parties further request
12 that the deadline to exchange initial disclosures be extended to seven (7) days after
13 the new deadline for the FRCP 26(f) Conference, and that the deadline to submit a
14 Joint Status Report and Discovery Plan be extended to fourteen (14) days after the
15 new deadline for the FRCP 26(f) Conference – to mirror the staggered schedule
16 presently set by the Court. See Dkt. #8.

17 9. The parties request this extension in the interest of efficiency to the
18 parties and the Court. Briefing is not yet complete on Defendant's motion to dismiss,
19 and the parties are working diligently to prepare for oral argument, which is less
20 than two weeks away and one day before the current deadline for submitting the
21 joint status report. While the parties disagree on the issue of dismissal and whether a
22 discovery plan will therefore ultimately be necessary, they agree that a ruling on
23 Defendant's Motion to Dismiss would enable them to propose a Discovery Plan that
24 is appropriately tailored to the needs of the case.

25 10. This is the parties' first request for an extension of the deadline to
26 submit the Joint Status Report and Discovery Plan.

1 11. This extension is sought in good faith and not for purposes of undue
2 delay.

3 DATED this October 13, 2022

4 /s/ Daniel J. Jeon

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